IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.61 OF 2006

Tushar Bipin Divecha).. Petitioner

Versus

State of Maharashtra and another).. Respondents

Mr.R.K. Mendadkar with Mrs.H.K. Mandlik for the Petitioner.

Mr.R.D. Rane, Government Pleader, for Respondent Nos.1 to 3.

CORAM: V.G. PALSHIKAR, Ag. C.J. AND SMT. NISHITA MHATRE, J.

DATED: 23RD JANUARY 2006

P.C.:

. By this Petition, the Petitioner has challenged the order passed by the Divisional Caste Certificate Scrutiny Committee holding that the Petitioner does not belong to Vankar caste.

2. The impugned order is based on evidence and proper appreciation thereof. Reason is given for not validating the Certificate of the Petitioner. There is, therefore, no reason to interfere with the order. It is hereby confirmed.

3. However, during the time the Caste Certificate

Scrutiny Committee was examining the validity of the Petitioner's Certificate, the Petitioner was undertaking education with Respondent No.4-College. The Petitioner has undergone two years of studies. Interest of justice, therefore, requires that the Petitioner be allowed to complete the course for which he has taken admission. The Petitioner shall not, however, claim any other benefits under the said Certificate which has been invalidated.

4. Writ Petition disposed of accordingly.